

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

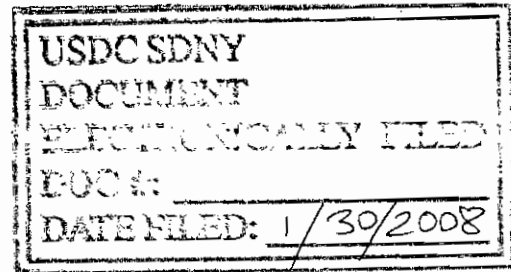
----- X
BRICKMAN INVESTMENTS, INC.,
Individually and On Behalf of All Others
Similarly Situated,

Plaintiff,

v.

SECURITY CAPITAL ASSURANCE LTD,
PAUL S. GIORDANO, DAVID P. SHEA,
GOLDMAN, SACHS & CO., J.P. MORGAN
SECURITIES INC., MERRILL LYNCH,
PIERCE, FENNER & SMITH INC. and XL
INSURANCE LTD.

Defendants.
----- X



07 Civ. 11086 (DAB)

STIPULATION AND [PROPOSED] ORDER
EXTENDING TIME TO RESPOND TO COMPLAINT

TO THE HONORABLE COURT:

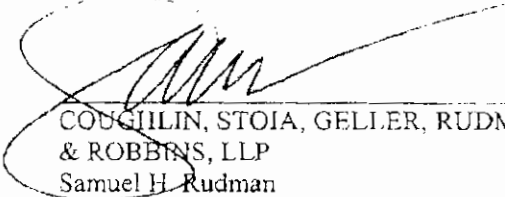
IT IS HEREBY STIPULATED AND AGREED, by counsel for the parties listed
below, that:

1. No defendant in the above-captioned action shall be required to respond to
the Complaint in this case until 60 days after the later of (i) the appointment of lead
plaintiff(s) and lead counsel pursuant to the provisions of the Private Securities Litigation
Reform Act of 1995 or (ii) the filing of a consolidated amended complaint, subject to any
further Orders of this Court.

2. Following entry of an order appointing of lead plaintiff(s) and lead counsel, lead plaintiff(s) shall have 60 days to file a consolidated amended complaint, subject to any further Orders of this Court.

3. By entering into this stipulation, defendants do not waive any defenses that otherwise could be asserted through a motion pursuant to Fed. R. Civ. P. 12 or otherwise.

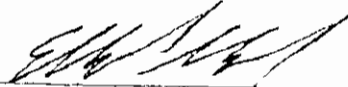
Dated: New York, New York
January 29, 2008



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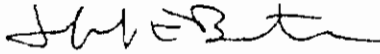
Attorneys for Plaintiff

Dated: New York, New York
January 29, 2008


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David P. Shea

Dated: New York, New York
January 27, 2008


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Lynch, Pierce, Fenner & Smith Inc.

Dated: New York, New York
January 29, 2008


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SO ORDERED



DEBORAH A. BATTS 1/30/2008
UNITED STATES DISTRICT JUDGE